

House Study Bill 607 - Introduced

HOUSE FILE _____
BY (PROPOSED COMMITTEE
ON JUDICIARY BILL BY
CHAIRPERSON NUNN)

A BILL FOR

1 An Act relating to out-of-state drug rehabilitation programs
2 for certain bailable defendants and parolees.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 811.2, subsection 1, paragraph a,
2 subparagraph (2), Code 2018, is amended to read as follows:

3 (2) Place restrictions on the travel taking into
4 consideration out-of-state drug rehabilitation requests or
5 needs, association, or place of abode of the defendant during
6 the period of release.

7 Sec. 2. Section 811.2, subsection 1, paragraph b, Code 2018,
8 is amended to read as follows:

9 b. (1) Any bailable defendant who is charged with unlawful
10 possession, manufacture, delivery, or distribution of a
11 controlled substance or other drug under [chapter 124](#) and is
12 ordered released shall be required, as a condition of that
13 release, to submit to a substance abuse evaluation and follow
14 any recommendations proposed in the evaluation for appropriate
15 substance abuse treatment. However, if a bailable defendant is
16 charged with manufacture, delivery, possession with the intent
17 to manufacture or deliver, or distribution of methamphetamine,
18 its salts, optical isomers, and salts of its optical isomers,
19 the defendant shall, in addition to a substance abuse
20 evaluation, remain under supervision and be required to undergo
21 random drug tests as a condition of release.

22 (2) Any bailable defendant who is charged with unlawful
23 possession, manufacture, delivery, or distribution of a
24 controlled substance or other drug under chapter 124 and is
25 ordered released, may be authorized, as a condition of that
26 release, to be present in another state for a continuous
27 extended period of time while the defendant is participating
28 in and completing a certified drug rehabilitation program in
29 the other state.

30 Sec. 3. Section 906.12, Code 2018, is amended to read as
31 follows:

32 **906.12 Parole outside state authorized.**

33 The parole may be to a place outside the state when the board
34 of parole shall determine it to be to the best interest of the
35 state and the prisoner, including placement for a continuous

1 extended period of time outside the state while the prisoner is
2 participating in and completing a certified drug rehabilitation
3 program, under such rules as the board of parole may impose.

4 EXPLANATION

5 The inclusion of this explanation does not constitute agreement with
6 the explanation's substance by the members of the general assembly.

7 This bill relates to out-of-state drug rehabilitation
8 programs for certain bailable defendants and parolees.

9 The bill provides any bailable defendant charged with a
10 controlled substance-related offense and ordered released, may
11 be authorized, as a condition of that release, to be present in
12 another state for a continuous extended period of time while
13 the defendant is participating in and completing a certified
14 drug rehabilitation program in the other state.

15 The bill provides that a prisoner placed on parole may be
16 placed for a continuous extended period of time outside the
17 state while the prisoner is participating in and completing a
18 certified drug rehabilitation program, subject to the rules of
19 the board of parole.